

SPECIAL COMMISSION MEETING MINUTES
September 15, 2015

The Board of Davis County Commissioners met in room 303 of the Davis County Administration Building, 61 South Main Street, Farmington, Utah on September 15, 2015 at 6:00 pm. Members present were Commissioner P. Bret Millburn - Chair, Commissioner John Petroff, Jr., Commissioner Jim Smith, Clerk/Auditor Chief Deputy Audit/Finance Curtis Koch, Chief Deputy Civil County Attorney Neal Geddes and Deputy Clerk/Auditor Shauna Brady.

Davis County Sheriff Todd Richardson led the Pledge of Allegiance. All in attendance were invited to stand and join in.

Davis County and cities comprising the South Davis Metro Fire Agency adopt Resolutions proposing the creation of a local district to provide services. Public Hearing instructions were read according to Utah Code. Motion to open Public Hearing.

Commissioner Millburn announced that Davis County and the cities of Bountiful, Centerville, North Salt Lake, West Bountiful and Woods Cross, which comprise the South Davis Metro Fire Agency district, have adopted Resolutions proposing the creation of a local district to provide fire protection, emergency response services, emergency medical response, paramedic, ambulance services and related services. The proposed local district will assume the responsibilities of the current South Davis Metro Fire Agency. Public Hearings have or are being conducted in each of the entities within the special service area.

Utah Code 17B-1-210(5) requires that “At the beginning and end of each hearing concerning a resolution, the governing body shall announce the deadline for filing protests and generally explain the procedure and requirements.” He read the following:

1. *Protests must be filed within sixty (60) days after the last public hearing (which occurs on September 15, 2015). The deadline for filing protests is thus November 16, 2015.*
2. *The protests must be in writing and filed with the City Recorder (for City residents or property owners) or the County Clerk (for those residents or property owners within the unincorporated county area located in the proposed service area (the “included area”).*
3. *Protests may be filed by:*
 - a. *Owners of private real property that is located within the city or included unincorporated county area; and*
 - b. *Registered voters residing within the city or included unincorporated county area.*
4. *The protest levels are required to stop the city or county (as applicable) from proceeding with the creation of the service area are:*
 - a. *‘Real Property – covers at least 25% of the total private land area within the city or included unincorporated county area and is equal to at least 15% of the value of all private real property within the city or included unincorporated county area that is located within the proposed district; or*
 - b. *Registered voters within the city or included unincorporated county area equal in number to at least 25% of the number of votes cast in the city or included unincorporated county area for the Office of President of the United States at the most recent election prior to the adoption of the resolution.*

5. *Protests can be withdrawn any time prior to the expiration of the protest period.*

Commissioner Petroff made a motion to open the public hearing. Commissioner Smith seconded the motion. All voted aye.

No public comments

Commissioner Millburn invited any members of the public present to comment. There were no comments.

Motion to close
public hearing.

Commissioner Petroff made a motion to close the public hearing. Commissioner Smith seconded the motion. All voted aye.

Instructions
read according
to Utah Code.

Deputy Chief Dave Powers, South Davis Metro Fire Agency, read the instructions for public hearings according to UCA 17B-1-210(5) - “At the beginning and end of each hearing concerning a resolution, the governing body shall announce the deadline for filing protests and generally explain the procedure and requirements.”

1. *Protests must be filed within sixty (60) days after the last public hearing (which occurs on September 15, 2015). The deadline for filing protests is thus November 16, 2015.*
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3. *Protests may be filed by:*
 - c. *Owners of private real property that is located within the city or included unincorporated county area; and*
 - d. *Registered voters residing within the city or included unincorporated county area.*
4. *The protest levels are required to stop the city or county (as applicable) from proceeding with the creation of the service area are:*
 - c. *‘Real Property – covers at least 25% of the total private land area within the city or included unincorporated county area and is equal to at least 15% of the value of all private real property within the city or included unincorporated county area that is located within the proposed district; or*
 - d. *Registered voters within the city or included unincorporated county area equal in number to at least 25% of the number of votes cast in the city or included unincorporated county area for the Office of President of the United States at the most recent election prior to the adoption of the resolution.*
5. *Protests can be withdrawn any time prior to the expiration of the protest period.*

Meeting Adjourned

Clerk/Auditor

Chair